

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 3301 – SB 3812

March 12, 2010

SUMMARY OF AMENDMENT (015176): Deletes all language after the enacting clause and requires a medical facility in which abortions, other than those necessary to prevent the death of the mother, are performed to post a sign stating that it is against the law for anyone, regardless of his or her relationship to the pregnant woman, to coerce her into having an abortion or to perform an abortion on her against her will. Sign format and placement requirements are included. Creates civil penalties of \$2,500 for a facility and \$1,000 for a licensed physician for a violation and establishes that each day an abortion is performed in which the facility or physician have not met the signage standards is considered a separate violation.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Revenue – Not Significant/Division of Health Related Boards
/Board for Licensing Health Care Facilities
Increase State Expenditures – Not Significant/Division of Health Related Boards
/Board for Licensing Health Care Facilities

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

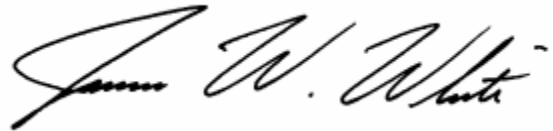
Assumptions applied to amendment:

- The Board for Licensing Health Care Facilities is granted oversight authority and will be responsible for regulating the facilities included within the provisions of the bill. Any necessary rulemaking will be accomplished during a regularly scheduled meeting and will not result in a significant increase in expenditures.
- The Board will determine a facility's compliance during regular inspections and will not incur a significant increase in expenditures.
- The licensing boards within the Division of Health Related Boards will accomplish any necessary rulemaking during regularly scheduled board meetings and will not result in a significant increase in expenditures.
- Any disciplinary actions taken by the Board for Licensing Health Care Facilities or a board within the Division of Health Related Boards against a facility will not result in a significant increase in expenditures or revenue.

- Pursuant to Tenn. Code Ann. § 4-3-1011, all health-related boards are required to be self-supporting over a two-year period. As of June 30, 2008, the Board for Licensing Health Care Facilities had a deficit of \$217,700. The Division of Health Related Boards had a balance of \$1,000,000 in FY07-08. The FY08-09 balances for the Board and the Division are not yet available.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a larger, more prominent script than the last name "White".

James W. White, Executive Director

/kml